

DRAFT

30th DISTRICT
P.O. BOX 30036
LANSING, MI 48909-7536
TOLL-FREE: 1-877-KUIPERS
PHONE: (517) 373-6920
FAX: (517) 373-2751
E-MAIL: senwkuipers@senate.michigan.gov

MICHIGAN SENATE
WAYNE KUIPERS
STATE SENATOR

COMMITTEES:
EDUCATION, CHAIR
JUDICIARY, CHAIR
ADMINISTRATIVE RULES
ENERGY POLICY
GOVERNMENT OPERATIONS

MINUTES OF NOVEMBER 9, 2010

A meeting of the Senate Committee on Judiciary was held on Wednesday, November 9, 2010, in room 210, Farnum Building, 125 W. Allegan Street, Lansing, MI 48933.

- Senator Kuipers called the meeting to order at 12:17 P.M. The roll of the Committee was called by the Committee Clerk.

Senator Kuipers – Present
Senator Cropsey – 12:38 P.M.
Senator Sanborn – Present
Senator Patterson – Present
Senator Stamas – 12:55 P.M.
Senator Whitmer – Present
Senator Clarke – Present
Senator Basham – Present

- Approve minutes from November 3, 2010

Motion by Senator Patterson to approve the minutes from November 3, 2010 was supported by Senator Whitmer.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Excused
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Excused
Senator Whitmer – Yes
Senator Clarke – Yes
Senator Basham – Yes

AGENDA

- Senator Kuipers opened testimony on Senate Bill 1560
 1. Chris Hawkins, representing the Michigan State Police, spoke briefly and supports the bill.

2. Karen Johnson, representing the Michigan State Police, spoke briefly and supports the bill.
3. Judge William Buhl, representing the Professional Advisory Board to the Coalition for a Useful Registry, spoke briefly and opposes the bill.
4. Nic Bottomley, representing the 17th Circuit Court Family Division, spoke briefly and opposes the bill.
5. Doug Stranahan spoke briefly and opposes the bill as written.
6. Suzanne, representing the Committee for a useful registry, spoke and opposes the bill.
7. Jason, representing C2C, spoke and opposes the bill.
8. Sharon Denniston, representing Advocating for Juveniles, spoke and opposes the bill as written.
9. Patrick Clawson spoke and opposes the bill.
10. Kathie Groulay spoke and opposes the bill.
11. Kathleen Coujanu spoke and opposes the bill.
12. Cindy spoke and opposes the bill.
13. Noah Smith, representing Criminal Defense Attorneys of Michigan, did not wish to speak but supports the bill.
14. David Morse, representing the Prosecuting Attorney Association of Michigan, did not wish to speak but supports the bill.
15. Mike Dackiw did not wish to speak but supports the bill.
16. Cole Bouck, representing the Michigan Department of Corrections, did not wish to speak but is neutral to the bill.
17. Shelli Weisberg, representing the ACLU of Michigan, did not wish to speak but supports the bill.
18. Dana Schwartzenfeld, representing herself and other sex offenders, spoke and opposes the bill.
19. Mandy Maitland spoke and supports the bill.
20. Dawn Salski, spoke and supports the bill.
21. Tim spoke and opposes the bill as written.

- Motion by Senator Cropsey to report Senate Bill 1560 with favorable recommendation for passage and immediate effect, supported by Senator Stamas
Further discussion on the bill and statements from Senators Patterson, Stamas and Whitmer.

Senator Cropsey withdrew his motion and Senator Stamas withdrew his support.

- Senator Kuipers opened testimony on Senate Bill 1561-1563.
 1. Senator Cropsey, a bill sponsor, spoke to introduce the bills.
 2. Representative Rick Jones spoke and supports the bills.
 3. Chris Veneklase spoke and supports the bill.
 4. Dave Biswas, representing Senator Kahn, spoke and supports the bills.
 5. Dr. Matthew Allswede, representing the American Congress of Ob & Gyns, spoke and opposes the bills.
 6. Shelli Weisberg, representing the ACLU of Michigan, did not wish to speak but opposes the bills.
 7. Mike Frederick, representing Michigan Health, did not wish to speak but supports the bills.
 8. Ed Rivet, representing Right to Life of Michigan, spoke and supports the bills.

- Motion by Senator Cropsey to adopt the (S-1) substitute for Senate Bill 1561, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Yes
 Senator Stamas – Yes
 Senator Whitmer – Excused
 Senator Clarke – Excused
 Senator Basham – Yes

- Motion by Senator Cropsey to report the (S-1) substitute for Senate Bill 1561 with favorable recommendation for passage and immediate effect, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Yes
 Senator Stamas – Yes
 Senator Whitmer – Excused
 Senator Clarke – Excused
 Senator Basham – Yes

- Motion by Senator Cropsey to adopt the (S-1) substitute for Senate Bill 1562, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
 Senator Cropsey – Yes
 Senator Sanborn – Yes
 Senator Patterson – Yes
 Senator Stamas – Yes
 Senator Whitmer – Excused
 Senator Clarke – Excused
 Senator Basham – Yes

- Motion by Senator Cropsey to report the (S-1) substitute for Senate Bill 1562 with favorable recommendation for passage and immediate effect, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer – Excused
Senator Clarke – Excused
Senator Basham – Yes

- Motion by Senator Cropsey to adopt the (S-1) substitute for Senate Bill 1563, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer – Excused
Senator Clarke – Excused
Senator Basham – Yes

- Motion by Senator Cropsey to report the (S-1) substitute for Senate Bill 1563 with favorable recommendation for passage and immediate effect, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Yes
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer – Excused
Senator Clarke – Excused
Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bills 212.
 1. Dave Biswas, representing Senator Kahn, spoke to introduce the bill.
- Motion by Senator Sanborn to adopt the (S-2) substitute for Senate Bill 212, supported by Senator Kuipers.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Excused
Senator Sanborn – Yes

Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer - Excused
Senator Clarke – Excused
Senator Basham – Yes

- Motion by Senator Kuipers to adopt the Kuipers amendment for the (S-2) substitute for Senate Bill 212, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Excused
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer - Excused
Senator Clarke – Excused
Senator Basham – Yes

- Motion by Senator Basham to report the amended version of the (S-2) substitute for Senate Bill 212 as a (S-3) substitute with favorable recommendation for passage and immediate effect, supported by Senator Sanborn.

A record roll call was ordered as follows:

Senator Kuipers – Yes
Senator Cropsey – Excused
Senator Sanborn – Yes
Senator Patterson – Yes
Senator Stamas – Yes
Senator Whitmer - Excused
Senator Clarke – Excused
Senator Basham – Yes

- Senator Kuipers opened testimony on Senate Bill 1556.
 1. Mike Ouellet, representing Players Association, spoke briefly and supports the bill.
 2. Tim McCormick, representing Players Association, spoke briefly and supports the bill.
 3. Vans Stevenson, representing the Motion Picture Association of America, spoke briefly and opposes the bill.
 4. Patrick Clawson spoke briefly and opposes the bill.
 5. Noah Smith, representing Google, did not wish to speak but opposes the bill.
 6. Shelli Weisberg, representing the ACLU of Michigan, did not wish to speak but opposes the bill.
 7. Marcia Fishman, representing Screen Actors Guild, did not wish to speak but supports the bill.

8. Matt Groen, representing Michigan Cable Telecommunications Association, did not wish to speak but opposes the bill.
 9. David Jessup, representing the Michigan Association of Broadcasters, did not wish to speak but opposes the bill.
 10. Del Chenault, representing Verizon, did not wish to speak but opposes the bill.
- Senator Kuipers opened testimony on Senate Bill 858
 1. Dave Biswas, representing Senator Kahn, spoke briefly to introduce the bill.
 2. Dr. Melissa Barton, representing Michigan College of Emergency Physicians, spoke briefly and supports the bill.
 3. Norm Tucker, representing Michigan Association for Justice, spoke briefly and opposes the bill.
 4. Linda Turek spoke briefly and opposes the bill.
 5. Rebecca Walsh, representing Michigan Citizens, spoke briefly and opposes the bill.
 6. Lynn Weimeister, representing Beaumont Hospitals, did not wish to speak but supports the bill.
 7. Colin Ford did not wish to speak but supports the bill.
 8. Kevin McKinney, representing Michigan Osteopathic Association, did not wish to speak but supports the bill.
 9. Rusty Merchant, representing the Michigan Insurance Coalition, did not wish to speak but supports the bill.
 10. Chris Mitchell, representing MHA, did not wish to speak but supports the bill.
 11. Dyck Van Koevering, representing the Insurance Institute of Michigan, did not wish to speak but supports the bill.
 12. Mike Reynolds, representing Pro Assurance, did not wish to speak but supports the bill.
 13. Adam Knott, representing Michigan Citizen Action, did not wish to speak but opposes the bill.
 - Senator Kuipers adjourned the meeting at 3:00 P.M.

Respectfully Submitted,

Marnie Wills, Clerk

Wayne Kuipers, Chair

Date Approved